



Sen. Mattie Hunter

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1 AMENDMENT TO SENATE BILL 884

2 AMENDMENT NO. _____. Amend Senate Bill 884 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Medical School Curriculum Act is amended by
5 adding Section 3 as follows:

6 (110 ILCS 55/3 new)

7 Sec. 3. Cultural competency training.

8 (a) The curriculum in each medical school operated in this
9 State must include instruction in cultural competency designed
10 to address the problem of race-based and gender-based
11 disparities in medical treatment decisions and developed in
12 consultation with the Association of American Medical Colleges
13 or another nationally recognized organization that reviews
14 medical school curricula.

15 (b) Completion of cultural competency instruction as
16 provided in subsection (a) of this Section must be required as

1 a condition of receiving a diploma from a medical school
2 operated in this State.

3 (c) A medical school that includes instruction in cultural
4 competency as provided in subsection (a) of this Section in its
5 curricula must offer, for continuing education credit,
6 cultural competency training, consistent with the instruction
7 developed pursuant to subsection (a) of this Section, that is
8 provided through classroom instruction, workshops, or other
9 educational programs sponsored by the school and that meets
10 continuing education criteria established by the Department of
11 Financial and Professional Regulation under the Medical
12 Practice Act of 1987.

13 Section 10. The Medical Practice Act of 1987 is amended by
14 changing Sections 19 and 20 as follows:

15 (225 ILCS 60/19) (from Ch. 111, par. 4400-19)

16 (Section scheduled to be repealed on December 31, 2008)

17 Sec. 19. Licensure without examination. The Department
18 may, in its discretion, issue a license without examination to
19 any person who is currently licensed to practice medicine in
20 all of its branches, or to practice the treatment of human
21 ailments without the use of drugs or operative surgery, in any
22 other state, territory, country or province, upon the following
23 conditions:

24 (A) (Blank);

1 (B) That the applicant is of good moral character. In
2 determining moral character under this Section, the
3 Department may take into consideration whether the
4 applicant has engaged in conduct or activities which would
5 constitute grounds for discipline under this Act. The
6 Department may also request the applicant to submit, and
7 may consider as evidence of moral character, endorsements
8 from 2 or 3 individuals licensed under this Act;

9 (C) That the applicant is physically, mentally and
10 professionally capable of practicing medicine with
11 reasonable judgment, skill and safety. In determining
12 physical, mental and professional capacity under this
13 Section the Medical Licensing Board may, upon a showing of
14 a possible incapacity, compel an applicant to submit to a
15 mental or physical examination, or both, and may condition
16 or restrict any license, subject to the same terms and
17 conditions as are provided for the Medical Disciplinary
18 Board under Section 22 of this Act. The Medical Licensing
19 Board or the Department may order the examining physician
20 to present testimony concerning this mental or physical
21 examination of the applicant. No information shall be
22 excluded by reason of any common law or statutory privilege
23 relating to communications between the applicant and the
24 examining physician. Any condition of restricted license
25 shall provide that the Chief Medical Coordinator or Deputy
26 Medical Coordinator shall have the authority to review the

1 subject physician's compliance with such conditions or
2 restrictions, including, where appropriate, the
3 physician's record of treatment and counseling regarding
4 the impairment, to the extent permitted by applicable
5 federal statutes and regulations safeguarding the
6 confidentiality of medical records of patients.

7 (D) That if the applicant seeks to practice medicine in
8 all of its branches:

9 (1) if the applicant was licensed in another
10 jurisdiction prior to January 1, 1988, that the
11 applicant has satisfied the educational requirements
12 of paragraph (1) of subsection (A) or paragraph (2) of
13 subsection (A) of Section 11 of this Act; or

14 (2) if the applicant was licensed in another
15 jurisdiction after December 31, 1987, that the
16 applicant has satisfied the educational requirements
17 of paragraph (A) (2) of Section 11 of this Act; and

18 (3) the requirements for a license to practice
19 medicine in all of its branches in the particular
20 state, territory, country or province in which the
21 applicant is licensed are deemed by the Department to
22 have been substantially equivalent to the requirements
23 for a license to practice medicine in all of its
24 branches in force in this State at the date of the
25 applicant's license;

26 (E) That if the applicant seeks to treat human ailments

1 without the use of drugs and without operative surgery:

2 (1) the applicant is a graduate of a chiropractic
3 school or college approved by the Department at the
4 time of their graduation;

5 (2) the requirements for the applicant's license
6 to practice the treatment of human ailments without the
7 use of drugs are deemed by the Department to have been
8 substantially equivalent to the requirements for a
9 license to practice in this State at the date of the
10 applicant's license;

11 (F) That the Department may, in its discretion, issue a
12 license, without examination, to any graduate of a medical
13 or osteopathic college, reputable and in good standing in
14 the judgment of the Department, who has passed an
15 examination for admission to the United States Public
16 Health Service, or who has passed any other examination
17 deemed by the Department to have been at least equal in all
18 substantial respects to the examination required for
19 admission to any such medical corps;

20 (G) That applications for licenses without examination
21 shall be filed with the Department, under oath, on forms
22 prepared and furnished by the Department, and shall set
23 forth, and applicants therefor shall supply such
24 information respecting the life, education, professional
25 practice, and moral character of applicants as the
26 Department may require to be filed for its use;

1 (H) That the applicant undergo the criminal background
2 check established under Section 9.7 of this Act; and-

3 (I) That the applicant has completed cultural
4 competency training consistent with that required under
5 the Medical School Curriculum Act to the satisfaction of
6 the Department.

7 In the exercise of its discretion under this Section, the
8 Department is empowered to consider and evaluate each applicant
9 on an individual basis. It may take into account, among other
10 things, the extent to which there is or is not available to the
11 Department, authentic and definitive information concerning
12 the quality of medical education and clinical training which
13 the applicant has had. Under no circumstances shall a license
14 be issued under the provisions of this Section to any person
15 who has previously taken and failed the written examination
16 conducted by the Department for such license. In determining
17 moral character, the Department may take into consideration
18 whether the applicant has engaged in conduct or activities
19 which would constitute grounds for discipline under this Act.
20 The Department may also request the applicant to submit, and
21 may consider as evidence of moral character, evidence from 2 or
22 3 individuals licensed under this Act. Applicants have 3 years
23 from the date of application to complete the application
24 process. If the process has not been completed within 3 years,
25 the application shall be denied, the fees shall be forfeited,
26 and the applicant must reapply and meet the requirements in

1 effect at the time of reapplication.

2 (Source: P.A. 89-702, eff. 7-1-97; 90-722, eff. 1-1-99.)

3 (225 ILCS 60/20) (from Ch. 111, par. 4400-20)

4 (Section scheduled to be repealed on December 31, 2008)

5 Sec. 20. Continuing education. The Department shall
6 promulgate rules of continuing education for persons licensed
7 under this Act that require 150 hours of continuing education
8 per license renewal cycle. These rules shall be consistent with
9 requirements of relevant professional associations, speciality
10 societies, or boards. The rules shall also address variances in
11 part or in whole for good cause, including but not limited to
12 illness or hardship. In establishing these rules, the
13 Department shall consider educational requirements for medical
14 staffs, requirements for specialty society board certification
15 or for continuing education requirements as a condition of
16 membership in societies representing the 2 categories of
17 licensee under this Act. These rules shall assure that
18 licensees are given the opportunity to participate in those
19 programs sponsored by or through their professional
20 associations or hospitals which are relevant to their practice.
21 Each licensee is responsible for maintaining records of
22 completion of continuing education and shall be prepared to
23 produce the records when requested by the Department.

24 Continuing education requirements for persons licensed
25 under this Act who did not receive instruction in cultural

1 competency consistent with that required under the Medical
2 School Curriculum Act as part of the medical school curriculum,
3 including persons licensed in this State who did not attend
4 medical school in this State, must include the completion of
5 cultural competency training that is offered pursuant to
6 subsection (c) of Section 3 of the Medical School Curriculum
7 Act during the first renewal cycle immediately following the
8 effective date of this amendatory Act of the 95th General
9 Assembly. The Department may waive the cultural competency
10 continuing education requirement for any licensee who
11 demonstrates to the satisfaction of the Department that he or
12 she has attained the substantial equivalent of this requirement
13 through completion of a similar course in his or her
14 post-secondary education.

15 (Source: P.A. 92-750, eff. 1-1-03.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."